

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

10 UNITED STATES OF AMERICA,)
11 Plaintiff,) CASE NO. MJ07-472
12 v.)
13 HENRY REDLIGHTNING,) DETENTION ORDER
14 Defendant.)
15

Offense charged:

Count I: Murder in the First Degree, in violation of Title 18, U.S.C., Section 111.

Date of Detention Hearing: October 3, 2007

20 The Court, having conducted a contested detention hearing pursuant to Title 18
21 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention
22 hereafter set forth, finds that no condition or combination of conditions which the defendant
23 can meet will reasonably assure the appearance of the defendant as required and the safety
24 of any other person and the community. The Government was represented by Matthew
25 Diggs and Michael Lang. The defendant was represented by Michael Filipovic.

DETENTION ORDER
PAGE -1-

1 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

- 2 (1) There is probable cause to believe the defendant committed the offense
3 of murder in the first degree. The maximum penalty is in excess of ten
4 years. There is therefore a rebuttable presumption against the
5 defendant's release based upon both dangerousness and flight risk, under
6 Title 18 U.S.C. § 3142(e).
- 7 (2) The record consists of a criminal complaint and a Pretrial Services report
8 which outlines defendant's criminal history. He has prior convictions for
9 rape in 1990 and for failing to register as a sex offender in 1996.
- 10 (3) The defendant does not contest detention at this time.

11 Based upon the foregoing information, which is also consistent with the recommendation
12 of detention by U.S. Pre-trial Services, it appears that there is no condition or
13 combination of conditions that would reasonably assure future Court appearances and/or
14 the safety of other persons or the community.

15 **It is therefore ORDERED:**

- 16 (1) The defendant shall be detained pending trial and committed to the
17 custody of the Attorney General for confinement in a correction facility
18 separate, to the extent practicable, from persons awaiting or serving
19 sentences or being held in custody pending appeal;
- 20 (2) The defendant shall be afforded reasonable opportunity for private
21 consultation with counsel;
- 22 (3) On order of a court of the United States or on request of an attorney for
23 the Government, the person in charge of the corrections facility in which
24 the defendant is confined shall deliver the defendant to a United States
25 Marshal for the purpose of an appearance in connection with a court
26 proceeding; and

(4) The clerk shall direct copies of this order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services Officer.

DATED this 4th day of October, 2007.



MONICA J. BENTON
United States Magistrate Judge